

Message Text

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PAGE 01 GENEVA 07146 181413Z

46

ACTION IO-10

INFO OCT-01 OIC-02 ISO-00 AF-06 ARA-06 EA-07 EUR-12 NEA-10

HEW-02 DHA-02 DIWY-01 CU-02 AID-05 CIAE-00 COME-00

EB-07 FRB-03 INR-07 NSAE-00 USIA-06 TRSE-00 XMB-02

OPIC-03 SP-02 CIEP-01 LAB-04 SIL-01 OMB-01 NSC-05

SS-15 STR-04 CEA-01 L-03 H-02 DODE-00 PA-01 PRS-01

AGR-05 INT-05 FTC-01 JUSE-00 IOE-00 /146 W

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P R 181220Z SEP 75

FM USMISSION GENEVA

TO SECSTATE WASHDC PRIORITY 5863

INFO AMEMBASSY BANGKOK

AMEMBASSY COLOMBO

AMEMBASSY HONG KONG

AMEMBASSY ISLAMABAD

AMEMBASSY JAKARTA

AMEMBASSY KUALA LIMPUR

AMEMBASSY MANILA

AMEMBASSY MOSCOW

AMEMBASSY NEW DELHI

AMEMBASSY SEOUL

AMEMBASSY SINGAPORE

AMEMBASSY TAIPEI

AMEMBASSY TEHRAN

AMEMBASSY TOKYO

AMEMBASSY WELLINGTON

AMCONSUL MELBOURNE

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FOR IO/LABW - PALMER; LABOR FOR SEGALL, PERSONS AND QUACKENBUSH

EO: 11652: N/A

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PAGE 02 GENEVA 07146 181413Z

TAGS: ILO PORG XB

SUBJ: ILO: RESOLUTIONS SUBMITTED TO 8TH ASIAN INTERNATIONAL CONFERENCE, COLOMBO, SEP 30 - OCT 9, 1975

REF: GENEVA 7137

FOLLOWING IS TEXT OF RESOLUTION SUBMITTED BY MR. M.A. ZAYDOV, WORKERS' DELEGATE, USSR.

BEGIN TEXT:

RESOLUTION CONCERNING THE PROTECTION OF HUMAN RIGHTS AND TRADE UNION FREEDOMS IN THE UNDERTAKING, THE ECONOMY AND SOCIETY IN ASIA

THE EIGHTH ASIAN REGIONAL CONFERENCE OF THE INTERNATIONAL LABOUR ORGANISATION,

CONSIDERING THAT FULL EXERCISE OF FREEDOM OF ASSOCIATION IS ONE OF THE OBJECTIVES OF THE INTERNATIONAL LABOUR ORGANISATION AND CONSTITUTES AN ESSENTIAL ELEMENT OF HUMAN RIGHTS,

NOTING WITH CONCERN THAT MANY MEMBER STATES IN THE ASIAN REGION HAVE NOT YET RATIFIED THE FREEDOM OF ASSOCIATION AND PROTECTION OF THE RIGHT TO ORGANISE CONVENTION, 1948 (NO. 87), THE RIGHT TO ORGANISE AND COLLECTIVE BARGAINING CONVENTION, 1949 (NO 98), AND THE WORKERS' REPRESENTATIVES CONVENTION, 1971 (NO 135), WHICH LAY DOWN THE MINIMUM STANDARDS OF FREEDOM OF ASSOCIATION,

DEEPLY REGRETTING THAT NO EFFECT HAS BEEN GIVEN TO THE RESOLUTION CONCERNING TRADE UNION RIGHTS AND THEIR RELATION TO CIVIL LIBERTIES, ADOPTED BY THE GENERAL CONFERENCE AT ITS 54TH SESSION IN 1970, WHICH REQUESTED THE PREPARATION OF REPORTS ON LAW AND PRACTICE WITH A VIEW TO CONSIDERING FURTHER ACTION TO ENSURE FULL AND UNIVERSAL RESPECT FOR TRADE UNION RIGHTS IN THEIR BROADEST SENSE,

CONSIDERING FURTHERMORE THE INCREASING DEVELOPMENT IN ASIA OF THE ACTIVITY OF TRANSNATIONAL COOPERATIONS, WHICH IS FREQUENTLY ACCOMPANIED BY INADMISSIBLE LIMITATIONS IN THE FIELD OF INDUSTRIAL RELATIONS BASED ON THE LIMITATION OF TRADE UNION RIGHTS,

GREATLY CONCERNED BY THE VERY SERIOUS SITUATION IMPOSED IN MANY COUNTRIES ON RURAL WORKERS, IN ASIA, WHO ARE OFTEN DENIED MOST ELEMENTARY TRADE UNION FREEDOMS AND IN PARTICULAR THE RIGHT TO ORGANISE, TO FORM TRADE UNIONS AND TO ELECT THEIR LEADERS AT ALL LEVELS,

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PAGE 03 GENEVA 07146 181413Z

TAKING INTO ACCOUNT THE PRACTICE OF WORKERS' PARTICIPATION IN DECISION-MAKING WITHIN UNDERTAKINGS, THE ECONOMY AND THE SOCIETY IN A LARGE NUMBER OF COUNTRIES WITH DIFFERENT ECONOMIC AND SOCIAL STRUCTURES IN THE ASIAN REGION AND OF THE CONSTANTLY INCREASING INTEREST IN THE EXPERIMENTS CARRIED OUT IN THIS FIELD,

EMPHASISING ONCE AGAIN THE LEADING ROLE THAT THE INTERNATIONAL LABOUR ORGANISATION HAS PLAYED AND MUST CONTINUE TO PLAY IN DEFENDING, WIDENING AND SAFEGUARDING TRADE UNION FREEDOMS IN THE

WORLD;

1- REAFFIRMS THE UNIVERSAL VALIDITY OF THE PRINCIPLES OF FREEDOM OF ASSOCIATION.

2- STRONGLY URGES MEMBER STATES IN THE ASIAN REGION TO RATIFY AND APPLY THE FREEDOM OF ASSOCIATION AND PROTECTION OF THE RIGHT TO ORGANISE CONVENTION, 1948 (NO 87), THE RIGHT TO ORGANISE AND COLLECTIVE BARGAINING CONVENTION, 1949 (NO 98), AND THE WORKERS' REPRESENTATIVES CONVENTION, 1971 (NO 135), AND, PENDING RATIFICATION, TO GUARANTEE STRICT OBSERVANCE OF THE PRINCIPLES SET FORTH IN THESE CONVENTIONS.

3- APPEALS TO MEMBER STATES IN THE ASIAN REGION TO RESPECT THE PRINCIPLES EMBODIED IN THESE CONVENTIONS WHEN ADOPTING THEIR NATIONAL LAWS AND REGULATIONS AND WHEN PARTICIPATING IN ANY REGIONAL ECONOMIC CONSULTATION.

4- URGES MEMBER STATES IN THE ASIAN REGION TO GUARANTEE -

A) THAT NO REGIONAL INTERNATIONAL AGREEMENT OR AGREEMENT BETWEEN TRANSNATIONAL CORPORATIONS MAY BE USED AS A PRETEXT FOR IMPOSING ON TRADE UNIONS LABOUR STANDARDS AND CONDITIONS FOR THE EXERCISE OF TRADE UNION FREEDOMS THAT ARE INFERIOR TO THOSE DEFINED BY THE INTERNATIONAL LABOUR ORGANISATION;

B) THAT FAVOURABLE CONDITIONS OBTAINED AT THE NATIONAL LEVEL BY TRADE UNION ORGANISATIONS ARE NOT MADE LESS FAVOURABLE OR IMPAIRED BY VIRTUE OF ANY LESS ADVANTAGEOUS PROVISIONS THAT MAY BE CONTAINED IN INTERNATIONAL OR REGIONAL AGREEMENTS AS WELL AS AGREEMENTS BETWEEN TRANSNATIONAL CORPORATIONS;

C) IN NATIONAL CONSTITUTIONS, THE CONDITIONS FOR DEMOCRATIC PARTICIPATION BY WORKERS IN DECISION-MAKING WITHIN THE UNDERTAKING, BY PROVIDING FOR THE DEMOCRATISATION OF THE MANAGEMENT OF THE UNDERTAKING THROUGH THE EXTENSION OF THE RIGHTS, FUNCTIONS AND ROLE OF TRADE UNIONS.

5- INVITES THE GOVERNING BODY OF THE INTERNATIONAL LABOUR OFFICE TO INSTRUCT THE DIRECTOR GENERAL -

A) TO PREPARE LAW AND PRACTICE REPORTS ON, AMONG OTHER THINGS, LIMITED OFFICIAL USE

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PAGE 04 GENEVA 07146 181413Z

OBSTACLES CREATED BY MULTINATIONAL ENTERPRISES IN THE WAY OF APPLYING INTERNATIONAL LABOUR CONVENTIONS CONCERNING FREEDOM OF ASSOCIATION, AND PARTICULARLY ON THE FOLLOWING RIGHTS:

(I) THE RIGHT OF TRADE UNIONS TO NEGOTIATE WAGES AND ALL OTHER CONDITIONS OF WORK, INCLUDING AT THE LEVEL OF MULTINATIONAL ENTERPRISES;

(II) THE RIGHT TO CARRY ON TRADE UNION ACTIVITIES AT ALL WORKPLACES;

(III) THE RIGHT OF WORKERS TO SET UP AND TO JOIN TRADE UNION ORGANISATIONS OF THEIR CHOICE;

(IV) THE RIGHT TO PARTICIPATE FULLY IN INTERNATIONAL TRADE UNION ACTIVITIES, INCLUDING AT THE LEVEL OF MULTINATIONAL ENTERPRISES;

(V) THE RIGHT TO STRIKE;

(VI) THE SETTLEMENT OF LABOUR DISPUTES;

(VII) THE RIGHT OF TRADE UNIONS TO PARTICIPATE IN POLICY-AND
DECISION-MAKING ON ECONOMIC, SOCIAL, CULTURAL AND OTHER MATTERS
AND IN SUPERVISING THEIR IMPLEMENTATION;

B) TO DRAW UP AND IMPLEMENT A COHERENT PROGRAMME DESIGNED TO
PROMOTE THE PROTECTION, STRENGTHENING AND EXPANSION OF TRADE UNION
RIGHTS INCLUDING THE RIGHT TO COLLECTIVE BARGAINING, IN THE UNDER-
TAKING, IN THE ECONOMY AND THE SOCIETY, IN PARTICULAR BY PRE-
PARING REPORTS WITH A VIEW TO THE ADOPTION OF NEW INTERNATIONAL
STANDARDS CONCERNING THE PROTECTION OF HUMAN RIGHTS AND TRADE
UNION FREEDOMS, IN ACCORDANCE WITH THE RESOLUTION CONCERNING TRADE
UNION RIGHTS AND THEIR RELATION TO CIVIL LIBERTIES, ADOPTED BY
THE INTERNATIONAL LABOUR CONFERENCE AT ITS 54TH (1970) SESSION;

6- INVITES THE GOVERNING BODY OF THE INTERNATIONAL LABOUR OF-
FICE, IN THE LIGHT OF THE ABOVE-MENTIONED REPORTS, TO PLACE ON
THE AGENDA OF THE NINTH ASIAN REGIONAL CONFERENCE OF THE INTERNA-
TIONAL LABOUR CONFERENCE AN ITEM ON RESOLUTION CONCERNING THE PRO-
TECTION OF HUMAN RIGHTS AND TRADE UNION FREEDOMS IN THE UNDERTAK-
ING, IN THE ECONOMY AND THE SOCIETY IN ASIA. END TEXT.DALE

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